

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

JARED MODE, on behalf of himself and all others similarly situated,

Plaintiffs,

v.

S-L DISTRIBUTION COMPANY LLC,  
S-L DISTRIBUTION COMPANY INC., and  
S-L ROUTES LLC,

Defendants.

No. 3:18-cv-00150-KDB-DSC

**ORDER GRANTING S-L'S UNOPPOSED MOTION TO COMPEL CERTAIN SAMPLE OPT-IN PLAINTIFFS TO PROVIDE DEPOSITION AVAILABILITY**

This matter comes before the Court on Defendants, Counterclaim-Plaintiffs, and Third-Party Plaintiffs S-L Distribution Company LLC, S-L Distribution Company Inc., and S-L Routes LLC's ("S-L's") Unopposed Motion to Compel Certain Sample Opt-In Plaintiffs to Provide Deposition Availability ("Motion"). The Court, having reviewed the Motion and any responses thereto, GRANTS the Motion and ORDERS that:

- a. Each of the Sample Opt-Ins listed in S-L's Motion is COMPELLED to, within twenty-one days of this Order, provide a date in December or January when he or she is available for a deposition and to appear for his or her deposition on the date selected and sit for the deposition.
  
- b. In the event that any Sample Opt-In(s) do not comply with this Order—either by failing to provide dates or by failing to appear for their deposition—S-L may move the Court for an order dismissing with prejudice the claims of the non-compliant Sample Opt-In(s) and/or for other appropriate relief.

**SO ORDERED.**

Signed: December 16, 2020

D S Cayer  
David S. Cayer  
United States Magistrate Judge

